

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA BARBARA AMENDING CHAPTER 22.90 OF TITLE 22 OF THE SANTA BARBARA MUNICIPAL CODE IN ORDER TO DEFINE "NEW CONSTRUCTION" TO ALLOW THOSE HOMES WHICH EXISTED ON NOVEMBER 12, 2008 TO BE REBUILT WHEN THEY HAVE BEEN DESTROYED BY FIRE OR OTHER CASUALTY

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION ONE: Section 22.90.030 of Chapter 22.90 of Title 22 of the Santa Barbara Municipal Code is amended to add a new subparagraph D which reads as follows:

22.90.030 New Construction Prohibited; Exceptions.

A. All new construction is prohibited on the parcels which are located entirely or partially within the boundary of Slide Mass C, except as provided in this Chapter 22.90. The existing parcels located entirely or partially within Slide Mass C are identified in Section 22.90.050, Parcels Within Slide Mass C.

B. It shall be unlawful to erect, produce, permit, maintain or keep any new construction on a parcel which is located entirely or partially within the boundary of Slide Mass C, in violation of the provisions of this Chapter.

C. The following new construction is excepted from the prohibitions of this section:

(i) routine repairs and maintenance to residential structures and to road, drive, and utilities improvements,

(ii) remodeling of the interior of an existing residential structure, and;

(iii) additions to an existing building which do not exceed one hundred and fifty (150) square feet of enclosed area during any twenty four (24) month period.

D. As used in this section, the term "new construction" shall not include the construction of a home on any legal parcel located within Slide Mass C where the parcel contained a home which was destroyed by fire or other casualty after November 12, 2008.